

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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IAP1

Inventor : Kevin D. Belfield
Appl. No. : 10/821,755
Filing Date : 04/08/04
Art Unit : 1756
Examiner : Martin J Angebranndt
Docket No. : UCF-385
Customer No. : 23717
Title : Two-Photon Fluorescent Ternary Optical Data Storage

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION UNDER 37 CFR 1.78(a)(3) and 1.78(a)(6) FOR AN
UNINTENTIONALLY DELAYED DOMESTIC PRIORITY CLAIM**

Sir:

Applicants hereby request addition of the following priority claim:

This invention is a Continuation-In-Part of U.S. Application SN 10/306,960 filed November 27, 2002, now U.S. Patent 7,001,708 that issued on February 21, 2006, which claims the benefit of priority based on U.S. Provisional application No. 60/339,283 filed December 11, 2001 and U. S. Provisional application No. 60/333,972 filed on November 28, 2001, and this invention further claims the benefit of priority based on U.S. Provisional application No. 60/463,426 filed April 16, 2003.

Statement of Unintentional Delay:

The entire delay between the date the claim was due under 37 CFR 1.78(a)(2)(ii) and 1.78(a)(5)(ii) and the date of the claim was filed was unintentional.

Written Description:

The subject matter disclosed in the written description of the above referenced patent application is supported in part by the earlier filed patent application to which priority is now claimed.

Copendency:

The subject application was filed on April 9, 2004, which makes it copending with SN 10/306,960 filed November 27, 2002, now U.S. Patent 7,001,708 that issued on February 21, 2006.

All the priority applications also include Kevin D. Belfield as an inventor, which is the same as the subject invention, and have the same assignee as that of the subject application.

Reference to Earlier Filed Applications:

An Application Data Sheet is included that identifies all of the prior applications and indicates the relationship between each nonprovisional application to establish copendency throughout the entire chain of prior applications and is submitted herewith.

In an amendment filed October 18, 2007 (in response to an Office Action mailed July 13, 2007), the original application is amended to contain a specific reference to the earlier filed applications as the first sentence of the specification following the title.

For the reasons provided, applicant hereby requests acceptance of unintentionally delayed benefit claim. Attached herewith is payment for the surcharge under 37 CFR 1.17(t) for acceptance of a petition for unintentionally delayed claim of priority.

Respectfully Submitted;



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